

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In re:

ARMSTRONG FLOORING, INC., et al.,¹

Debtors.

Chapter 7

Case No. 22-10426 (MFW)

Re: Docket No. 1453

**CERTIFICATION OF NO OBJECTION REGARDING APPLICATION
OF ALFRED T. GIULIANO, CHAPTER 7 TRUSTEE,
PURSUANT TO BANKRUPTCY CODE SECTIONS 327(A)
AND 328(A) AND BANKRUPTCY RULES 2014(A) AND 2016 AND
LOCAL RULE 2014-1 FOR AUTHORITY TO EMPLOY AND RETAIN
BENNETT WILLIAMS COMMERCIAL AS REAL ESTATE BROKER
TO CHAPTER 7 TRUSTEE, EFFECTIVE AS OF THE CONVERSION DATE**

The undersigned hereby certifies that, as of the date hereof, no answer, objection or other responsive pleading has been received to the *Application of Alfred T. Giuliano, Chapter 7 Trustee, Pursuant to Bankruptcy Code Sections 327(a) and 328(a) and Bankruptcy Rules 2014(a) and 2016 and Local Rule 2014-1 for Authority to Employ and Retain Bennett Williams Commercial as Real Estate Broker to Chapter 7 Trustee, Effective as of the Conversion Date* (the “Application”) [Docket No. 1453] filed on August 1, 2023. The undersigned further certifies that the Court’s docket has been reviewed in this case and no answer, objection or other responsive pleading to the Application appears thereon. Pursuant to the notice, objections to the Application were to be filed and served no later than August 15, 2023 at 4:00 p.m. (ET).

Accordingly, it is hereby respectfully requested that the proposed order attached hereto as **Exhibit A** be entered at the Court’s earliest convenience.

¹ The Debtors in these chapter 7 cases, along with the last four digits of their respective tax identification numbers, are as follows: Armstrong Flooring, Inc. (3305); AFI Licensing LLC (3265); Armstrong Flooring Latin America, Inc. (2943); and Armstrong Flooring Canada Ltd. (N/A). The address of the Debtors’ corporate headquarters is PO Box 10068, 1770 Hempstead Road, Lancaster, PA 17605.

Dated: August 18, 2023

PACHULSKI STANG ZIEHL & JONES LLP

/s/ Peter J. Keane

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Exhibit A

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In re:

ARMSTRONG FLOORING, INC., et al.,¹

Debtors.

Chapter 7

Case No. 22-10426 (MFW)

Docket No. 1453

**ORDER GRANTING APPLICATION OF ALFRED T. GIULIANO, CHAPTER 7
TRUSTEE, PURSUANT TO BANKRUPTCY CODE SECTIONS 327(a) AND 328,
BANKRUPTCY RULES 2014(a) AND 2016, AND LOCAL RULE 2014-1 FOR
AUTHORITY TO EMPLOY AND RETAIN BENNETT WILLIAMS COMMERCIAL AS
REAL ESTATE BROKER TO CHAPTER 7 TRUSTEE, EFFECTIVE AS OF
CONVERSION DATE**

Upon consideration of the Application (the “Application”)² of Alfred T. Giuliano, the chapter 7 trustee (the “Trustee”) to the estates of the above-captioned debtors (the “Debtors”), for entry of an order (this “Order”) authorizing the Trustee to employ and retain employ and retain Bennett Williams Commercial (“BWC,” the “Firm,” or “Broker”), as real estate broker to the Trustee, effective as of the April 17, 2023 Conversion Date, pursuant to sections 327 and 328 of Title 11 of the United States Code (the “Bankruptcy Code”), Rules 2014 and 2016 of the Federal Rules of Bankruptcy Procedure (the “Bankruptcy Rules”), and Rule 2014-1 of the Local Rules for the United States Bankruptcy Court for the District of Delaware (the “Local Rules”); and the Court having reviewed the Application and the Declaration of Jeffrey Herr (the “Declaration”); the Court finding that: (a) the Court has jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334 and the *Amended Standing Order of Reference*

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² Capitalized terms not defined herein shall have the meanings ascribed to them in the Application.

from the United States District Court for the District of Delaware, dated February 29, 2012; and this Court having the power to enter a final order consistent with Article III of the United States Constitution; (b) notice of the Application and the hearing was sufficient under the circumstances; (c) the Court having determined that BWC is a “disinterested person” pursuant to § 101(14) of the Bankruptcy Code; and (d) the Court having determined that the legal and factual bases set forth in the Application and the Declaration establish just cause for the relief granted herein; and it appearing to the Court that the Application should be approved, it is HEREBY ORDERED THAT:

1. The Application is GRANTED as set forth herein.
2. The Trustee is hereby authorized to retain and employ BWC as real estate broker pursuant to sections 327 and 328 of the Bankruptcy Code, Bankruptcy Rules 2014 and 2016, and Local Rule 2014-1, effective as of April 17, 2023. BWC is authorized to render professional services to the Trustee as described in the Application and in accordance with the terms of the Agreement.
3. BWC shall be compensated in accordance with the terms of the Agreement. BWC will file a final fee application in these cases.
4. The Trustee and BWC are authorized and empowered to take all actions necessary to implement the relief granted in this Order.
5. The terms and conditions of this Order shall be immediately effective and enforceable upon its entry.
6. This Court shall retain jurisdiction with respect to all matters arising from or related to the implementation of this Order.